

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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4 MITCHELL D. STIPP, an individual, and  
5 AMY STIPP, an individual, and both as  
6 parents of MITCHELL STIPP, JR., a minor  
7 child,

8 Plaintiffs,

9 v.

10 DR. JULIE F. BEASLEY, an individual, and  
11 JULIE F. BEASLEY, PH.D., INC., a Nevada  
12 corporation,

13 Defendants.

Case No. 2:16-cv-00357-APG-PAL

**ORDER DISMISSING CASE FOR LACK  
OF JURISDICTION**

14 The plaintiffs filed this lawsuit in this court based on diversity jurisdiction under 28 U.S.C.  
15 §1332. (Dkt. #1 at 4:8-14.) That statute provides that “district courts shall have original jurisdiction  
16 of all civil actions where the matter in controversy exceeds the sum or value of \$75,000, exclusive  
17 of interest and costs, and is between . . . citizens of different States.” 28 U.S.C. §1332(a)(1).

18 The plaintiffs admit in their complaint that plaintiff Mitchell D. Stipp “is an individual  
19 residing in Clark County, State of Nevada and is a citizen of the State of Nevada.” (Dkt. #1 at 2:2-  
20 3.) The plaintiffs also admit that “Defendant Dr. Julie F. Beasley . . . is an individual residing in  
21 Clark County, State of Nevada and is a citizen of the State of Nevada” and that “Beasley Inc. is a  
22 corporation incorporated and existing pursuant to the laws of the State of Nevada, with its principal  
23 place of business in Clark County, Las Vegas, State of Nevada.” (*Id.* at 2:13-19.) Because Mitchell  
24 Stipp is a citizen of Nevada and both defendants are citizens of Nevada, complete diversity is  
lacking and the court cannot exercise diversity jurisdiction.

25 IT IS THEREFORE ORDERED that this case is dismissed.

26 Dated: February 25, 2016.

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28 ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE